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April 12, 2001

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APR 12 2001

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Magalie Roman Salas, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

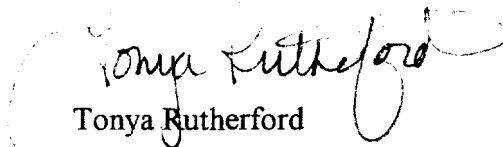
Re: Ex Parte Presentation in Access Charge Reform Proceeding (CC Docket No. 96-  
262),

Dear Ms. Salas:

Today, TelePacific sent via facsimile the attached ex parte letters to the following people: Chairman Powell, Commissioner Ness, Commissioner Furchtgott-Roth, and Commissioner Tristani.

In accordance with Commission rules, I have enclosed two copies of the letters. If you have any questions, please contact me at (202) 637-1023.

Very truly yours,

  
Tonya Rutherford

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APR 12 2001

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

April 12, 2001

Chairman Michael K. Powell  
Federal Communications Commission  
Room 8B201  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

Re: Access Charge Reform (CC Docket No. 96-262)

Dear Commissioner Powell:

I am the Chief Executive Officer for U.S. TelePacific Corp. ("TelePacific"), a facilities-based local exchange carrier offering services in California and Nevada. We began operating initially in California in December 1998. Like many other CLECs, TelePacific has closely followed (and commented in) the Access Charge Reform proceedings before the Commission, CC Docket Nos. 96-262 and 97-146. Of particular interest to TelePacific is the suggestion of some parties that the Commission set a benchmark access rate that would reduce over time to rates comparable to ILEC rates. TelePacific urges that, if the Commission intends to set such a benchmark, the initial rate should be no less than 2.5 cents per minute. TelePacific also urges as a matter of fairness, that the reduction in any such benchmark rate should be done over a transition period that is at least equivalent to that given our ILEC competitors.

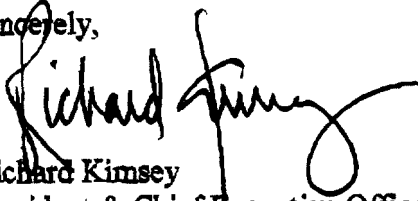
As a young, quickly expanding telecommunications provider, TelePacific has relied on the efficiencies and predictability of tariffed rates to create a successful business. Like other start-up CLECs, because of, in part, the high costs associated with developing a local exchange network, TelePacific charges higher access rates than that of ILECs operating in the same service areas. As TelePacific grew, its rates have decreased. For example, TelePacific reduced its access rates by a third this past January and plans further reductions in the future. At this point, while TelePacific urges that tariffing be allowed to continue without a benchmark rate, it recognizes that the proposal of other CLECs of an initial benchmark access rate of 2.5 cents per minute would be an acceptable alternative to complete detariffing or a significantly lower benchmark. Such a rate would be below the rates TelePacific currently charges for access services.

Of equal importance to TelePacific, however, is that there be a reasonable transition period for the reduction of the benchmark from the initial rate to a rate comparable to that of the ILECs. As the Commission recognized in the CALLS proposal, it takes a significant amount of time for carriers to adjust to changes in the regulation of their business. While TelePacific has become more cost efficient, ILECs still benefit from greater efficiencies of scale

and a dominant presence in the market. The ability of TelePacific to be able to decrease its access rates to that of the ILECs will take time and require the continued growth of the company. Therefore, TelePacific respectfully requests that the Commission mandate a transition period of at least five years.

I thank the Commissioners for the opportunity to be heard on these issues of great importance to TelePacific. If you wish to discuss these matters further, please call me at (213) 213-3000.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Kimsey", written over the typed name.

Richard Kimsey  
President & Chief Executive Officer  
U.S. TelePacific Corp.

cc: See List

cc: Commissioner Harold W. Furchtgott-Roth – Room 8A302

Commissioner Susan Ness – Room 8B115

Commissioner Gloria Tristani – Room 8C302

Magalie Roman Salas, Secretary – Room TW-A325



April 12, 2001

Commissioner Susan Ness  
Federal Communications Commission  
Room 8B115  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

Re: Access Charge Reform (CC Docket No. 96-262)

Dear Commissioner Ness:

I am the Chief Executive Officer for U.S. TelePacific Corp. ("TelePacific"), a facilities-based local exchange carrier offering services in California and Nevada. We began operating initially in California in December 1998. Like many other CLECs, TelePacific has closely followed (and commented in) the Access Charge Reform proceedings before the Commission, CC Docket Nos. 96-262 and 97-146. Of particular interest to TelePacific is the suggestion of some parties that the Commission set a benchmark access rate that would reduce over time to rates comparable to ILEC rates. TelePacific urges that, if the Commission intends to set such a benchmark, the initial rate should be no less than 2.5 cents per minute. TelePacific also urges as a matter of fairness, that the reduction in any such benchmark rate should be done over a transition period that is at least equivalent to that given our ILEC competitors.

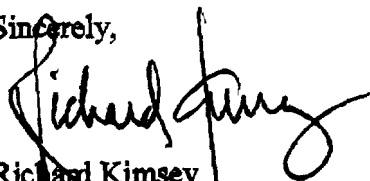
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Richard Kimsey  
President & Chief Executive Officer  
U.S. TelePacific Corp.

cc: See List

cc: Chairman Michael K. Powell – Room 8B201

Commissioner Harold W. Furchtgott-Roth – Room 8A302

Commissioner Gloria Tristani – Room 8C302

Magalie Roman Salas, Secretary – Room TW-A325



April 12, 2001

Commissioner Harold W. Furchtgott-Roth  
Federal Communications Commission  
Room 8A309  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

Re: Access Charge Reform (CC Docket No. 96-262)

Dear Commissioner Furchtgott-Roth:

I am the Chief Executive Officer for U.S. TelePacific Corp. ("TelePacific"), a facilities-based local exchange carrier offering services in California and Nevada. We began operating initially in California in December 1998. Like many other CLECs, TelePacific has closely followed (and commented in) the Access Charge Reform proceedings before the Commission, CC Docket Nos. 96-262 and 97-146. Of particular interest to TelePacific is the suggestion of some parties that the Commission set a benchmark access rate that would reduce over time to rates comparable to ILEC rates. TelePacific urges that, if the Commission intends to set such a benchmark, the initial rate should be no less than 2.5 cents per minute. TelePacific also urges as a matter of fairness, that the reduction in any such benchmark rate should be done over a transition period that is at least equivalent to that given our ILEC competitors.

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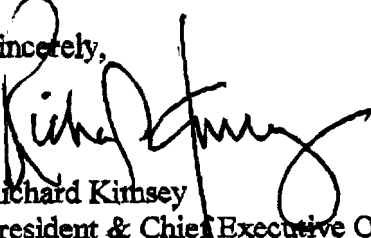
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cc: See List

**cc: Chairman Michael K. Powell – Room 8B201**

**Commissioner Susan Ness – Room 8B115**

**Commissioner Gloria Tristani – Room 8C302**

**Magalie Roman Salas, Secretary – Room TW-A325**



April 12, 2001

Commissioner Gloria Tristani  
Federal Communications Commission  
Room 8C302  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

Re: Access Charge Reform (CC Docket No. 96-262)

Dear Commissioner Tristani:

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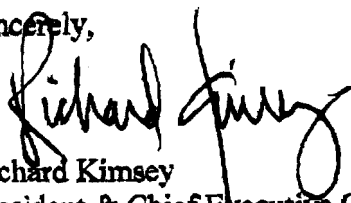
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